## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA Charlottesville Division

DR. ROBERT W. MALONE	)	
Plaintiff,	)	
	)	
v.	)	Case No. 3:22-cv-00046
	)	
WP COMPANY, LLC	)	
d/b/a The Washington Post	)	
Defendant.	)	
	)	

## **CONSENT MOTION TO EXTEND DEADLINES**

Plaintiff, Dr. Robert Malone ("Plaintiff"), by counsel, pursuant to Local Rule ("LR") 11, respectfully moves the Court to extend the deadline for Dr. Malone to file his opposition to Defendant's motion to dismiss [ECF No. 9] and to extend the deadline for Defendant to file any reply to Dr. Malone's opposition.

- 1. Defendant consents to this Motion.
- 2. Dr. Malone commenced this action on August 19, 2022.
- 3. Defendant filed a motion to dismiss on November 7, 2022.
- 4. The time for filing an opposition to Defendant's motion or an amended complaint has not expired.
- 5. The deadline for Dr. Malone to file an opposition to Defendant's motion has not been continued or extended previously.

6. Counsel for Dr. Malone is currently under a summary judgment deadline

in a complex defamation case in the Northern District of Iowa, and needs additional time

to complete a brief in opposition to Defendant's motion to dismiss in this case.

7. Counsel for Dr. Malone has conferred in good faith with counsel for

Defendant pursuant to the Local Rules. Defendant consents to this Motion.

**CONCLUSION** 

For the reasons stated above, Dr. Malone respectfully requests the Court to grant

his Motion and extend the deadline for Dr. Malone to file an opposition to Defendant's

motion to dismiss to and including November 28, 2022 and for Defendant to file any

reply to Dr. Malone's opposition to and including December 12, 2022. A proposed Order

is attached as Exhibit "A".

DATED:

November 20, 2022

DR. ROBERT W. MALONE

By:

/s/ Steven S. Biss

Steven S. Biss (VSB # 32972)

300 West Main Street, Suite 102

Charlottesville, Virginia 22903

Telephone: (804) 501-8272

Facsimile: (202) 318-4098

Email: <a href="mailto:stevenbiss@earthlink.net">stevenbiss@earthlink.net</a>

Counsel for the Plaintiff

2

## **CERTIFICATE OF SERVICE**

I hereby certify that on November 20, 2022 a copy of the foregoing was filed electronically using the Court's CM/ECF system, which will send notice of electronic filing to counsel for the Defendants and all interested parties receiving notices via CM/ECF.

## By: /s/ Steven S. Biss

Steven S. Biss (VSB # 32972) 300 West Main Street, Suite 102 Charlottesville, Virginia 22903 Telephone: (804) 501-8272 Facsimile: (202) 318-4098

Email: stevenbiss@earthlink.net

Counsel for the Plaintiff